

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

LOWEY DANNENBERG COHEN, P.C., its
capacity as account holder of, and party with interest
in, the REZULIN SETTLEMENT FUND
Plaintiff

vs.

JAMES R. DUGAN, II, STEPHEN B. MURRAY
d/b/a THE MURRAY LAW FIRM, RAWLINGS
AND ASSOCIATES, PLLC, GREG MURPHY,
MORAIN & MURPHY, LLC, WALLACE
JORDAN RATLIFF & BRANDT, LLC ELWOOD
S. SIMON & ASSOCIATES, P.C., KERSHAW,
CUTTER & RATINOFF, LLP, BERMAN
DEVALERIO PEASE TABACCO BURT &
PUCILLO, MARK FISCHER, and GEORGE
RAWLINGS

Defendants

Case No. 08 Civ. 0461

HONORABLE KENNETH M.
KARAS

ECF CASE

**DEFENDANTS', JAMES R. DUGAN, II AND STEPHEN B. MURRAY d/b/a THE
MURRAY LAW FIRM, MEMORANDUM IN SUPPORT OF MOTION FOR LEAVE TO
FILE DOCUMENT UNDER SEAL**

Defendants, James R. Dugan, II and Stephen B. Murray d/b/a The Murray Law Firm, respectfully request that the Court order that Exhibit C to Defendants' James R. Dugan, II And Stephen B. Murray d/b/a The Murray Law Firm Memorandum Of Law In Support Of Motion To Dismiss Complaint And Bill In Nature Of Interpleader be filed under seal.

Exhibit C is a confidential agreement that is central to this controversy. Although neither James R. Dugan, II nor Stephen B. Murray d/b/a The Murray Law Firm are signatories to this agreement, out of an abundance of caution, they seek to file it under seal to preserve its confidentiality.

Dated: New Orleans, Louisiana
January 23, 2008

/s/ Dane S. Ciolino

Dane S. Ciolino (DC-1964)
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Counsel of record for Defendants, James R. Dugan,
II and Stephen B. Murray d/b/a The Murray Law
Firm

CERTIFICATE OF SERVICE

I hereby certify that on January 23, 2008, I caused to be electronically filed the foregoing Memorandum in Support of Motion For Leave to File Document Under Seal with the Clerk of the Court using the CM/ECF system which will send notification of such filing to registered counsel electronically. Pursuant to that notification, a true and exact copy of the foregoing was sent via email, fax, and/or U.S. mail to any party or counsel not receiving electronic service from CM/ECF by ordinary U.S. Mail, this 23rd day of January, 2008.

/s/ Dane S. Ciolino

Dane S. Ciolino (DC-1964)